



1453

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number BCS03656
First Named Inventor:	Jeffrey A. Masucci	Art Unit: 2666
Application Number:	09/490,189	Examiner: Abelson, Ronald B.
Filed:	1/24/2000	
Title:	METHOD AND APPARATUS FOR REDUNDANT TRANSMISSION OVER TDMA OPTICAL NETWORKS	
<p>Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 FAX: (703) 308-6916</p>		
<p><u>Note:</u> If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p>		
<p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.</p>		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
<p>NOTE: A grantable petition requires the following items:</p>		
<p>(1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional.</p>		
<p>1. Petition fee</p>		
<p><input type="checkbox"/> Small entity – fee \$ _____ (37 CFR 1.17(I)). Applicant claims small entity status. See 37 CFR 1.27.</p>		
<p><input checked="" type="checkbox"/> Other than small entity – fee \$ <u>\$1500.00</u> This form is submitted in duplicate.</p>		
<p>2. Reply and/or fee</p>		
<p>A. The reply and/or fee to the above-noted Office action in the form of Petition to Revive Under 37 CFR 1.137(b)</p>		
<p><input type="checkbox"/> has been filed previously on _____</p>		
<p><input type="checkbox"/> is enclosed herewith Deposit Account 502117</p>		
<p>B. The issue fee of <u>\$ 1400</u></p>		
<p><input type="checkbox"/> has been paid previously on _____</p>		
<p><input checked="" type="checkbox"/> Deposit Account 502117</p>		

Page 1 of 2

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

06/06/2005 FFANAIAS 00000111 502117 09490189

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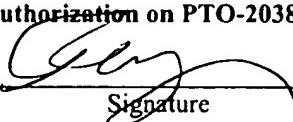
3. Terminal Disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (See PTO/SB/63)
4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(iii)(C) and (D))]

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6-1-05

Date



Signature

215-323-1907
Telephone Number

Robert P. Marley

Typed or printed name

101 Tournament Drive

Address

Horsham, PA 19044

Address

Enclosures: Fee Payment – Part B Issue Fee Transmittal
 Reply
 Terminal Disclaimer Form
 Additional sheets containing statements establishing unintentional delay
 Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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June 1, 2005

Date



Signature

Carol J. Smith

Typed or printed name of person signing certificate

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JUN 03 2005

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in this Submission

Application Number	09/490,189
Filing Date	01/24/2000
First Named Inventor	Jeffrey A. Masucci
Group Art Unit	2666
Examiner Name	Abelson, Ronald B.
Total Number of Pages in this Submission	BCS03656

ENCLOSURES

(check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group {Appeal Notice, Brief, Reply Brief} <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)
Remarks		

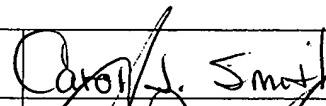
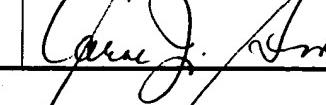
PART B ISSUE FEE TRANSMITTAL
PETITION FOR REVIVAL OF AN
APPLICATION UNDER 37 CFR 1.136(b)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Robert P. Marley	Registration No.	32,914
Signature			
Date	June 1, 2005		

CERTIFICATE OF TRANSMITTAL/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO to Facsimile Number (703) 308-6916 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date listed below:

Typed or printed name	
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JUN 03 2008

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